**HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR**

**DIVISION BENCH**

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**CORAM : HON'BLE SHRI S.R. NAYAK, C.J.**
**HON'BLE SHRI D.R. DESHMUKH, J.**

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**MCC No.438 of 2006.**

**APPELLANTS**
**CLAIMANTS**

1. Smt. Lais Mishra, w/o. Late Shri Harishankar Mishra, aged about 38 years
2. Durgesh Mishra, S/o. Late Shri Harishankar Mishra, aged about 17 years
3. Ku. Monika Mishra, D/o. Late Shri Harishankar Mishra, aged about 13 years
4. Ku. Neha Mishra, D/o. Late Shri Harishankar, aged about 10 years

[Appellant No.2 to 4 being minor on behalf of through their legal guardian mother the appellant No.1 Smt. Lais Mishra]
All R/o.- 89/7, Railway Colony, Gudhiyari, Tehsil & District – Raipur (C.G.)

Vs.

**RESPONDENTS**
**NON-CLAIMANTS**

1. Abdul Azim Khan, aged about 30 years, S/o. Abdul Ali Khan, Jaihind Garage, Bhaisthan Road, Raipur, R/o. –Village-Khail Tukari, P.O.- Kunada, District – Kawardha (C.G.)
2. Ajay Kumar Jain, s/o. Babulal Jain, R/o- C/2277, Shailendra Nagar,, Raipur, Tehsil & District – Raipur (C.G.)
3. The Oriental Insuracne Company Limited through Branch Office No.-2, Shri Mahavir Goutshala Parisar, Moudhapara, Raipur, Tehsil & District – Raipur (C.G.)

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**Present :** Shri Shivendu Pandya, learned counsel for the appellants.

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**ORAL ORDER**
(Passed on 30th August, 2006)

The following order of the Court was passed by **S.R. Nayak, C.J.**

Heard.

(2) Sufficient cause is shown. The M.C.C. is ordered as prayed for. The default order is set aside and the appeal is restored to file, subject to the appellants depositing a sum of Rs.200/- to the credit of Chhattisgarh High Court Legal Services Committee, within ten days from today.

**Sd/-**
**Chief Justice**

**Sd/-**
**Dilip Raosaheb Deshmukh**
**Judge**

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